

**City of Somerville, Massachusetts**  
**Matters of business of the Board of Aldermen**  
**in hands of the Clerk by 2PM the day of the meeting**

**REGULAR MEETING AGENDA**

May 22, 2003, 7:00 PM  
Aldermanic Chambers  
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**OPENING OF THE MEETING**

1. Call of the Roll.
2. Reading and approval of the minutes of the meetings of April 24 and 28, 2003, and the meetings of 2001 and 2002.

**PUBLIC HEARINGS**

3. Petition Verizon for a grant of location to install 322 feet of conduit in Broadway and Fenwick St.
4. Petition NStar Electric for a grant of location to install 145 of conduit in Pearl St. at Walnut St.
5. Petition NStar Electric for a grant of location to install a guy pole (347/1S) in Properzi Way.
6. Petition NStar Electric for a grant of location to install 180 feet of conduit in Webster Ave. at Prospect St.
7. Petition NStar Electric for a grant of location to install 8 feet of conduit in Lake St.

**ORDERS, ORDINANCES, RESOLUTIONS**  
**AND MOTIONS OF MEMBERS**

8. Citation By Ald. Connolly, Commending Betty Mulholland for 35 years of service as an educator in the public schools.
9. Order By Ald. Roche, That the Superintendent of Inspectional Services investigate the building at 126 Pennsylvania Ave. to determine if it is operating as a rooming house.
10. Order By Ald. Roche, That the Director of Traffic and Parking investigate the possibility of installing GO SLOW – CHILDREN signs on Maine Terrace.

11. Order By Ald. Roche, That the City Clerk send a communication to Senator Shannon and Representative Toomey, asking that they direct the MDC to determine if the landscaping on Middlesex Ave., adjacent to the Court House and Assembly Sq. Mall, will be maintained on a regular basis this summer.
12. Order By Ald. Roche, That the Director of Traffic and Parking install a BLIND DRIVEWAY sign across from the Paddock Restaurant, indicating a blind drive from 240 Pearl St.
13. Order By Ald. Roche, That the Commissioner of Public Works replace the trees that have been removed from both tree wells on Pennsylvania Ave. at Minnesota Ave.
14. Order By Ald. Roche, That the Commissioner of Public Works report back to the Ward One Alderman on the timetable for the sidewalk replacement and trash barrel installation at 52 Broadway.
15. Order By Ald. Roche, That the Director of Traffic and Parking and the Chief of Police monitor Montgomery Ave. for overnight commercial parking.
16. Order By Ald. Roche, That the Commissioner of Public Works, the Superintendent of Inspectional Services, the Chief of Police and the Director of Public Health jointly inform Super Stop & Shop officials that all businesses at the former Somerville Lumber site are to cease and desist their operations until they go through the proper hearings to obtain any and all necessary permits. (2<sup>nd</sup> request.)
17. Order By Ald. Roche, That the Director of Traffic and Parking install RESIDENT PARKING ONLY signs on Minnesota Ave. next to 191 Broadway, and on Illinois Ave. next to 95 Broadway ASAP. (3<sup>rd</sup> request.)
18. Order By Ald. Roche, That the Director of Traffic and Parking update the street signs at Virginia and Aldrich Sts. in order that they be consistent with all others in the city.
19. Order By Ald. Roche, That the Director of Public Health investigate 21 Michigan Ave., 17 George St. and 126 Pennsylvania Ave. for any and all violations of health codes and city ordinances.
20. Order By Ald. Connolly, That the Director of Public Health and the Superintendent of Inspectional Services inspect 165 College Ave. for any and all zoning and health code violations, and take all necessary enforcement action.

21. Order By Ald. Connolly, That the Superintendent of Inspectional Services inspect the CVS store at Broadway and Lowden Ave. regarding recent complaints of safety and security violations, most notably the fence on Lowden Ave. swinging open into the sidewalk area, creating a liability hazard for pedestrians.
22. Order By Ald. Connolly, That the Commissioner of Public Works inspect 48 Meacham Rd. to determine the placement of a driveway and any tree work that might be necessary.
23. Order By Ald. Connolly, That the Commissioner of Public Works inspect 54 Burnside Ave. to discuss driveway installation procedures relative to any necessary tree work.
24. Order By Ald. McCallum and White, That the Director of Traffic and Parking and the Chief of Police inform the owners of the Sunoco Service Station at 258 Broadway about the restrictions against parking vehicles on the side walk.
25. Order By Ald. McCallum and White, That the Director of Traffic and Parking repair the TWO HOUR PARKING sign post at 414 mystic Ave.
26. Order By Ald. McCallum and White, That the Superintendent of Inspectional Services, the Director of Public Health and the Chief of Police inspect 37 Jackson Road for any and all violations.
27. Order By Ald. McCallum and White, That the Chief of Police check for commercial vehicles parking in the area of Jacques, Grant, Derby and Wheatland Sts. during the evening and issue citations as warranted.
28. Resolution By Ald. McCallum and White, That this Board of Aldermen hereby requests that the Superintendent of Schools request that the Principal of the Healy School be aware of children throwing objects over the fence from the tot lot onto homes and breaking windows on Ash Ave. during school hours, and take appropriate measures to curtail this activity.
29. Order By Ald. McCallum and White, That the Director of Traffic and Parking replace the missing street sign at the corner of Moreland and Main Sts.
30. Order By Ald. Taylor, That the Chief of Police enforce the restriction against parking within twenty feet of the intersection of Oxford and Central Sts.

31. Order By Ald. Taylor, That the Director of Traffic and Parking post a sign restricting parking within twenty feet of the intersection of Oxford and Central Sts.
32. Order By Ald. Taylor, That the Director of Traffic and Parking post a DO NOT ENTER sign at the corner of Prospect Hill Ave. and McGrath Highway.
33. Resolution By Ald. Taylor, That this Board of Aldermen hereby requests that the Mayor's office develop a more inclusive notification process for the towing of vehicles for street cleaning violations and that said notification be publicized more extensively.
34. Resolution By Ald. Trane, That this Board of Aldermen hereby requests that the Mayor issue a progress report on the request by this Board to begin inspecting all rental apts. in non-owner occupied two and three family homes.
35. Order By Ald. Trane, That the Director of Public Health survey the area along the Alewife Brook and Dilboy Stadium for pools of stagnant water that may be breeding grounds for mosquitoes and take action to remove such pools with the appropriate agencies and report back with the results of this survey to the Ward 7 Alderman.
36. Order By Ald. Trane, That the Director of Traffic and Parking install a pedestrian crossing warning sign on a barrel in the cross walk at Weston Ave. and Broadway and report back to the Ward 7 Alderman when it is completed.
37. Resolution By Ald. Trane, That this Board of Aldermen hereby requests that the Somerville Historic Preservation Commission begin work immediately on a plan to create a Professors Row Area Historic District and report back to the Ward 7 Alderman on this effort on a regular basis.
38. Order By Ald. Trane, That the Director of Traffic and Parking immediately move the NO RIGHT ON RED signs at Powderhouse Blvd. and Curtis St. so they face drivers from opposite corners. (2<sup>nd</sup> request.)
39. Resolution By Ald. Roche and the Entire Board, That this Board of Aldermen hereby requests that the Administration provide this Board with any information regarding surprise inspections that have occurred as a result of the February 20, 2003 incident in Rhode Island, including the name of the establishment inspected, the number and names of the persons performing the inspection, the date and time of the inspection and any findings.

40. Resolution By Ald. Taylor, Provost, Curtatone, White and Roche, That this Board of Aldermen hereby requests that the Administration re-activate the Home Rule Petition for extending the lease for the Old Bow St. Police Station to 50 years.
41. Order By Ald. Heuston, That the Director of Traffic and Parking repair the crosswalk button function on the traffic signal at Kent and Museum Sts.
42. Order By Ald. Heuston, That the Commissioner of Public Works take all steps to clear and remove trash, debris and other items from the rear of the Owens Storage Facility on McGrath Hwy. which has become a home for vagrants and loiterers.
43. Order By Ald. Heuston, That the Commissioner of Public Works repair the pothole at 212 Somerville Ave.
44. Order By Ald. Heuston, That the Director of Housing and Community Development and the Commissioner of Public Works organize a public meeting to discuss landscape design options for the traffic triangle at Union Square and provide sufficient notification of the meeting to the public.
45. Order By Ald. Heuston, That the Director of Housing and Community Development and the Commissioner of Public Works organize a public meeting to discuss the status of the Mass Highway streetscape improvement project for Somerville Ave. and provide sufficient notification of the meeting to the public.
46. Order By Ald. Heuston, That the Commissioner of Public Works clean the city owned parking lot at the corner of Somerville Ave. and Prospect St. and prepare a regular clean-up schedule of such area and report back to the Ward Alderman regarding that schedule.
47. Order By Ald. Heuston, That the Acting Director of Traffic and Parking provide for notification to the Ward Aldermen all requests related to their particular Wards which are received by the Traffic and Parking Department. Such requests should be communicated prior to any action by the Traffic and Parking Commission and should be sufficiently detailed to include petitioner, details of the specific request, and date for which they will be taken up by the Commission.

48. Order By Ald. Heuston, That the Director of Traffic and Parking work with the Director of Information Technology to create a program whereby the receipt, description and status of all requests to the Traffic and Parking Department are logged and updated and create a method whereby Aldermen can check on the status of items on an as needed basis.
49. Resolution By Ald. Heuston and Curtatone, That this Board of Aldermen requests that the Dedication Committee consider naming a square to be called "Praca Portuguesa" in honor and celebration of the Portuguese speaking community in Somerville.
50. Order By Ald. Curtatone, That the Commissioner of Public Works remove the clean-up debris at Prospect Hill Tower.
51. Order By Ald. Curtatone, That the Superintendent of Inspectional Services inspect the commercial property located at 352 McGrath Hwy. for possible code violations.
52. Order By Ald. Curtatone, That the Superintendent of Inspectional Services inspect 125 Highland Ave. for possible code violations (i.e. overgrown vegetation).
53. Order By Ald. Curtatone, That the Commissioner of Public Works repair the broken steps at Prospect Hill Park.
54. Order By Ald. Curtatone, That the Commissioner of Public Works replace the cobblestones on the west side of Prospect Hill Park.
55. Order By Ald. Curtatone, That the Commissioner of Public Works remove the steel pipe debris near 259 Highland Ave.
56. Order By Ald. Curtatone, That the Commissioner of Public Works remove all abandoned shopping carts from city sidewalks and streets and contact the respective stores for retrieval.
57. Order By Ald. Curtatone, That the City Solicitor draft an ordinance mandating the retrieval of shopping carts by stores within a reasonable period of time.
58. Order By Ald. Curtatone, That the Superintendent of Inspectional Services inspect 9-11 Aldersey Street for possible code violations (i.e. overgrown vegetation).

- 59.     Order        By Ald. Curtatone and Roche, That the Commissioner of Public Works request Mass Highway to cut the grass in the vicinity of Alston St.
  
- 60.     Order        By Ald. Curtatone and Roche, That the Superintendent of Inspectional Services request the management of Mr. Tux on McGrath Hwy. to properly secure the dumpster on their property.
  
- 61.     Order        By Ald. Curtatone, Roche, McCallum and Taylor, That the Commissioner of Public Works request Mass Highway to cut the grass along Route 28 from Assembly Square to McGrath Hwy.
  
- 62.     Order        By Ald. Curtatone, White, Provost and Desmond, That the Chief of Police appear before the next regularly scheduled meeting of the Subcommittee on Public Health and Public Safety to discuss enforcement policies of various City ordinances.
  
- 63.     Resolution   By Ald. White, That the City Clerk send a communication to the KMart and Home Depot Corporations inviting them to send a representative to appear before the Board of Aldermen to discuss the intentions of KMart and Home Depot with regard to development in Assembly Square and the impact of their corporations on the future economic development of the City.
  
- 64.     Comm.        By Ald. White, Regarding the proposed calendar of meetings of the Finance Committee of the Whole to review the fiscal 2004 City Budget (members are invited to propose any changes; a copy should be sent to the Administration for comment as well.)

### **UNFINISHED BUSINESS**

None

### **COMMUNICATIONS FROM THE MAYOR**

- 65.       Requesting approval of an appropriation and bond not exceeding \$22,700,000 for the Lincoln Park Elementary School.
  
- 66.       Requesting approval of the reduction of the original \$5,000,000 bond authorization for the Homans Building.
  
- 67.       Requesting approval of a Home Rule Petition amending c.23 of the Acts of 1985 re: the Board of Assessors.

- 68. Requesting approval of the repeal of Ordinance 5-95 re: Direct connections to the fire alarm system.
- 69. Requesting approval of an increase in certain fees in the City Clerk's Office.
- 70. Requesting confirmation of appointment for Asher Miller of 168 Lowell St. to the Bicycle Committee.
- 71. Proclaiming June 14, 2003, as Local Gay Pride Day.

### **REPORTS OF COMMITTEES**

- 72. Report of the Committee on Information Technology, May 13.
- 73. Report of the Committee on Licenses and Permits, May 13.
- 74. Report of the Committee on Public Utilities and Works, May 13.
- 75. Report of the Committee of the Whole on Legislative Matters, May 13.
- 76. Report of the Committee on Legislative Matters & Traffic and Parking, May 13.
- 77. Report of the Committee of the Whole on Legislative Matters, May 21.

### **COMMUNICATIONS FROM CITY OFFICERS**

- 78. City Solicitor responding to #173572 re: Trash ordinance.
- 79. City Solicitor responding to #174136 re: 35R Lexington Ave.
- 80. City Solicitor responding to #172382 re: Motorized scooters.
- 81. Asst. City Solicitor submitting an amended Home Rule Petition re: Special Police Officers.
- 82. Asst. City Solicitor submitting an amended ordinance re: Smoking in playgrounds and other places.
- 83. Asst. City Solicitor submitting revisions to Ord. Sec. 13-6 re: Taxi regulations.



- 84. Asst. City Solicitor submitting and amended Demolition Delay Ordinance.
- 85. Planning Board recommending approval of the 6-month extension of the Assembly Square IPD.
- 86. Acting Director of Traffic and Parking responding to various board orders.
- 87. DPW Director of Operations responding to various board orders.

### **NEW BUSINESS**

- 88. Public Occ. **Public Property Occupancy Permit**  
Big Fat Greek Food Festival for 2 Banners at Trum Field and Conway Park, June 1-15.
- 89. Public Occ. Dollars for Diabetes Canning Drive, Broadway & McGrath Hwy, June 13 from 4-6PM.
- 90. Public Occ. CAAS Outreach Project distributing flyers and educating residents, various locations and dates in June and July.
- 91. Petition **Renewal of Hawker and Peddler License**  
Som. Public Schools Food Service, 181 Washington St.
- 92. Used Car Lic **Renewal of Second Hand Auto License, Class 2**  
Patra LLC, 73 Summer St.
- 93. Extended Hrs. **Renewal of Extended Hours Permit**  
Brooks Pharmacy, 14 McGrath Hwy.
- 94. Garage Lic. **Renewal of Garage License**  
UpNorth LTD. Inc. d/b/a U-Save Auto Rental, 70 Prospect St., 6 Autos.
- 95. Garage Lic. U-Haul Co. of Boston Inc., 151 Linwood St., 60 Autos.
- 96. Garage Lic. Sheila Wang, 42-44 Holyoke Rd., 5 Autos.
- 97. Flamm. Lic. **Renewal of Flammables License**  
Doucette Auto Service, 325 Alewife Brook Pkwy, 16,000 gallons.
- 98. Flamm Lic. U-Haul Company of Boston, 600 Mystic Valley Pkwy, 14,000 gallons.
- 99. Flamm. Lic. Home Depot #2667, 75 Mystic Ave., 34,136 gallons.

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| 100. | Billiards | <b><u>Renewal of Billiard &amp; Pool and Bowling Alleys</u></b><br>Candelino's, 445 Somerville Ave. for 2 pool tables. |
| 101. | Billiards | Diesel Café, 257 Elm St. for 2 pool tables.  |
| 102. | Taxi Med. | <b><u>Renewal of Taxi Medallion</u></b><br>Wilvens Cab Inc., 20 Melvin St. #18.  |
| 103. | Taxi Med. | Marc Morency Inc., 31 Adams St., #78.  |
| 104. | Taxi Med. | Meba Cab Inc., 89 Heath St., #88.  |
| 105. | Taxi Med. | ZH Inc., 85 Foley St., #14.  |
| 106. | Taxi Med. | Lee Taxi Inc., 85 Foley St., #7.   |
| 107. | Taxi Med. | Lee Taxi Inc., 85 Foley St., #8.   |
| 108. | Taxi Med. | Lee Taxi Inc., 85 Foley St., #9.   |
| 109. | Taxi Med. | Lee Taxi Inc., 85 Foley St., #10.  |
| 110. | Taxi Med. | Lee Taxi Inc, 85 Foley St., #11.   |
| 111. | Taxi Med. | Lee Taxi Inc, 85 Foley St., #12.   |
| 112. | Taxi Med. | Lee Taxi Inc, 85 Foley St., #13.   |
| 113. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #21.   |
| 114. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #22.   |
| 115. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #23.   |
| 116. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #24.   |
| 117. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #25.   |
| 118. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #26.   |
| 119. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #79.   |
| 120. | Taxi Med. | Lochmere Taxi Inc., 85 Foley St., #91.   |
| 121. | Taxi Med. | Stone Trans. Inc., 85 Foley St., #28.  |

122. Taxi Med. Stone Trans. Inc., 85 Foley St., #30.
123. Taxi Med. Stone Trans. Inc., 85 Foley St., #31.
124. Taxi Med. Stone Trans. Inc., 85 Foley St., #32.
125. Taxi Med. Somerville Yellow Cab, 85 Foley St., #33.
126. Taxi Med. Somerville Yellow Cab, 85 Foley St., #34.
127. Taxi Med. Somerville Yellow Cab, 85 Foley St., #35.
128. Taxi Med. Somerville Yellow Cab, 85 Foley St., #36.
129. Taxi Med. Somerville Yellow Cab, 85 Foley St., #37.
130. Taxi Med. Somerville Yellow Cab, 85 Foley St., #38.
131. Taxi Med. Somerville Yellow Cab, 85 Foley St., #39.
132. Taxi Med. Mt. Pleasant Taxi, 85 Foley St., #40.
133. Taxi Med. Mt. Pleasant Taxi, 85 Foley St., #41.
134. Taxi Med. Mt. Pleasant Taxi, 85 Foley St., #42.
135. Taxi Med. Mt. Pleasant Taxi, 85 Foley St., #43.
136. Taxi Med. Mt. Pleasant Taxi, 85 Foley St., #72.
137. Taxi Med. Cinema Taxi, 85 Foley St., #44.
138. Taxi Med. Cinema Taxi, 85 Foley St., #47.
139. Taxi Med. Sullivan Square Cab, 85 Foley St., #53.
140. Taxi Med. Sullivan Square Cab, 85 Foley St., #54.
141. Taxi Med. Ike Inc., 85 Foley St., #61.
142. Taxi Med. Ike Inc., 85 Foley St., #78.
143. Taxi Med. Ike Inc., 85 Foley St., #81.
144. Taxi Med. Ike Inc., 85 Foley St., #92.

- 145. Taxi Med. Ike Inc., 85 Foley St., #58.
- 146. Taxi Med. Loch Ness Taxi, 85 Foley St., #67.
- 147. Taxi Med. Loch Ness Taxi, 85 Foley St., #68.
- 148. Taxi Med. Artie's Taxi Inc., 80 Windsor Dr., Tewksbury, #57.
- 149. Taxi Med. County Kerry Taxi Inc., 58 Mt. Vernon Ave., Melrose #59.
- 150. Drain Layer **Renewal of Drain Layers License**  
Suffolk Engineering Inc.
- 151. Drain Layer Jason Anthony Corp.
- 152. Bond **New Drain Layers Bond**  
CYN Environmental Services.
- 153. Bond T. McCarron Company.
- 154. Bond Caruso Corp.
- 155. Comm. **Communication**  
David Dahlbacka submitting comments on the proposed  
Assembly Sq. zoning.
- 156. Comm. Lynn McWhood submitting comments on the proposed  
Assembly Sq. zoning.
- 157. Comm. Goulston & Storrs submitting comments on the proposed  
Assembly Square zoning on behalf of Ikea Property Inc.
- 158. Comm. Concord Oil Company re: Used Car Dealers License At 73  
Summer St.
- 159. Comm. Jean and Michael Morrissey proposing a "Baby Safe  
Haven" Home Rule Petition.

**ITEMS RECEIVED AFTER 2:00 PM**